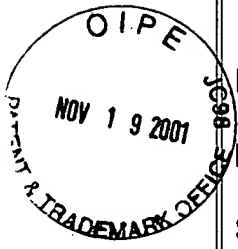


Sector #

Customer No. 22,852  
Attorney Docket No. 04676.0071

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



In re Application of:

Makoto INADA et al.

Serial No.: 09/928,434

Filed: August 14, 2001

For: COMPOSITION FOR  
DETERMINING PYRIMIDINE  
METABOLIZING ACTIVITY

)  
)  
)  
) Group Art Unit: Not yet assigned  
)  
) Examiner:  
)  
)  
)

Assistant Commissioner for Patents  
Washington, DC 20231  
Attention: BOX MISSING PART

Sir:

**RESPONSE TO NOTICE TO FILE MISSING PARTS**

In response to the Notice To File Missing Parts dated September 19, 2001, enclosed is the Declaration, substitute drawings and the literal translation of the above-identified patent application which was filed on August 14, 2001, in accordance with §608.01 of the MPEP, Filing of Non-English Language Applications. Also enclosed is a verification by the translator testifying to the accuracy of the translation and a copy of the Notice To File Missing Parts.

Also enclosed is a check in the amount of \$130.00 to cover the surcharge for filing the Declaration and a check in the amount of \$130.00 to cover the surcharge for filing the English translation. Authorization is hereby given to charge any additional fees to our deposit account no. 06-0916.

FINNEGAN  
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Washington, DC 20005  
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Fax 202.408.4400  
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00928434-11901

Customer No. 22,852  
Attorney Docket No. 04676.0071

Please associate the Declaration, substitute drawings and literal translation with the application as filed on August 14, 2001 and assigned serial number 09/928,434.

Respectfully submitted,

FINNEGAN, HENDERSON,  
FARABOW, GARRETT & DUNNER,  
L.L.P.

Dated: November 19, 2001

By: 

Ernest F. Chapman  
Reg. No. 25,961

Enclosures  
EFC/FPD/bl

FOOTNOTES

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## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/928,434	08/14/2001	Makoto Inada	04676.0071

RECEIVED

CONFIRMATION NO. 8134

FORMALITIES LETTER



\*OC000000006577574\*

SEP 20 2001

Finnegan, Henderson, Farabow,  
Garrett & Dunner, L.L.P.  
1300 I Street, N.W.  
Washington, DC 20005-3315

FINNEGAN, HENDERSON,  
FARABOW, GARRETT & DUNNER, L.L.P.

Date Mailed: 09/19/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

11/20/2001 RGE BREN1 00000018 09928434

FILED UNDER 37 CFR 1.53(b)

01 FC:105  
02 FC:139

130.00 OP  
130.00 OP

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The application was filed in a language other than English. Applicant is required to provide an English translation of the specification and a statement that the translation is accurate. (See 37 CFR 1.52(d)).
- Applicant must file an English translation of the application, the \$ 130 fee set forth in 37 CFR 1.17(i), unless previously submitted, and a statement that the translation is accurate (37 CFR 1.52(d)).
- The balance due by applicant is \$ 260.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
  - drawing figures contain text that is not in English (including, for example, a flow chart that was originally not in English that has been marked up to include the English text) see 37 CFR 1.84(p)(2) and 37 CFR 1.52(d)(1);

12/14/2001 ETULU1 00000012 060916 09928434

01 FC:104 280.00 CH

A copy of this notice **MUST** be returned with the reply.

*NT3*  
Customer Service Center  
Initial Patent Examination Division (703) 308-1202  
PART 1 - ATTORNEY/APPLICANT COPY

092944-1304  
T06T1#4E48260

#5



VERIFICATION OF TRANSLATION

Re: U.S. PATENT APPLICATION NO. 09/928434

I, Ikuko AIHARA, of Kitahama TNK Building,  
7-1, Dosho-machi 1-chome, Chuo-ku,  
Osaka 541-0045, Japan

hereby declare that I am the translator of the  
document attached and certify that the following is  
true translation to the best of my knowledge and  
belief.

Signature of translator Ikuko Aihara  
Ikuko AIHARA

Dated this 6th day of November, 2001